

IN THE UNITED STATES DISTRICT COURT FOR THE  
SOUTHERN DISTRICT OF TEXAS, HOUSTON DIVISION

**PATRICK HENRY MURPHY, JR.,**  
*Plaintiff,*

V.

**BRYAN COLLIER**, Executive Director,  
Texas Department of Criminal Justice,  
Huntsville, Texas

**LORIE DAVIS**, Director, Texas Department  
of Criminal Justice, Correctional Institutions  
Division, Huntsville, Texas

**BILLY LEWIS**, Warden, Texas Department  
of Criminal Justice, Huntsville Unit,  
Huntsville, Texas

*Defendants.*

[illegible]

Civil No. 4:19-cv-01106

**\*\*\*CAPITAL CASE\*\*\***

## JOINT MOTION TO EXTEND DEADLINE

During the January 6, 2020 status conference, the Court ordered the parties to confer and jointly file an agreed proposed trial schedule by January 17, 2020. The Court also ordered the parties to confer about discovery and to, if unable to reach an agreement, jointly file a letter seeking a conference with the Court. Today, January 14, the parties conferred as required by the Court's order. During the conference, Counsel for Defendants proposed a potential settlement to resolve this case. Counsel for Plaintiff would like to speak with their client in person about Defendants' offer. Counsel for

Plaintiff have requested to speak with their client on January 17, which is the earliest date either of Plaintiff's attorneys is able to travel to the Polunsky Unit to visit Mr. Murphy. Because there would be no need for either a discovery conference or trial if Mr. Murphy accepts Defendants' proposal, the parties jointly request the deadline be extended to January 24, 2020.

Respectfully submitted,

/s/ David R. Dow

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/s/ Jeffrey R. Newberry

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/s/ Leah O'Leary

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/s/ Amy L. Prasad

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*Counsel for Defendants*

### **Certificate of Conference**

I certify that the parties conferred by telephone about this motion on January 14, 2020 and the motion is being filed jointly.

/s/ Jeffrey R. Newberry

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Jeffrey R. Newberry

### **Certificate of Service**

I certify that on January 14, 2020 a notice of electronic filing was delivered to Counsel for Defendants by the Court's Case Management/Electronic Case Filing system.

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/s/ Jeffrey R. Newberry

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